

Submitted June 13, 2012
Approved as of
Date June 13, 2012

**MINUTES OF THE ROCKVILLE PLANNING COMMISSION
MEETING NO. 09-2012
Wednesday, April 11, 2012**

The City of Rockville Planning Commission convened in regular session in the Mayor and Council Chambers at 7:00 p.m., Wednesday, April 11, 2012.

PRESENT

David Hill, Chair
John Tyner
Jerry Callistein
Don Hadley
Kate Ostell
Dion Trahan
Kathleen Cook

Absent: None

Present: Councilmember Bridget Donnell Newton, Mayor and Council Liaison
Marcy Waxman, Assistant City Attorney
Andrew Gunning, Assistant Director, CPDS
David Levy, Chief of Long Range Planning
Cindy Kebba, Planner III

I. COMMISSION ACTION ITEM FROM MARCH 28, 2012

1. **Discussion regarding vote taken on 1800 Rockville Pike Site Plan (STP2012-00101).**
The Commission discussed whether the Commission correctly interpreted the effect of the 3-2-1 vote taken on March 28, 2012 as a denial of Mr. Tyner's motion to approve STP2012-00101, Site Plan for 1800 Rockville Pike. Ms. Waxman advised that based on the Commission's Rules of Procedure and Robert's Rules of Order, Mr. Hadley's abstention should have been excluded from the number of votes cast, and therefore, there were a total of 5 votes cast. Since there were 3 votes in favor of the motion to approve (which is more than half of the total number of votes cast), the motion passed, and the application was approved.

II. WORK SESSION ITEM

1. **Twenty-first Work Session on the Draft Rockville Pike Plan.** Cindy Kebba presented her staff report on Sidewalks, Corridor Planning Principles and the schedule for moving

forward with the final work sessions and for production of the Planning Commission draft plan.

III. COMMISSION ITEMS

- A. Staff Liaison Report – Mr. Gunning briefed the Planning Commission on the upcoming April 25th meeting agenda.
- B. Old Business – Commissioner Ostell inquired about the status of the APFO.
- C. New Business – Commissioner Tyner suggested Staff and Commission review and clarify the following sections of Chapter 5 of the current Rules of Procedure:
 - 1. Section G: Quorum, with a seven member body, a quorum will be made when four members are present at any time.
 - 2. Section H: Absences, define unexcused absence,
 - 3. Section N: Conduct of Business, speaker ceding time with no cross-examination among the speakers,
 - 4. Section O: Deferral, the voting process as it relates to decisions and adding parameters for deferrals of action, can be postponed “for cause.”
 - 5. Section O: Decision, clarify the role of abstention and majority vote,
 - 6. Section regarding Public Hearings/Testimony, definition of length of testimony should be determined.
- D. Minutes – Commissioner Tyner moved, seconded by Commissioner Trahan to approve the March 14, 2012 meeting minutes with noted correction. The motion passed 6-0-1, Commissioner Hill abstained.
- E. FYI Correspondence – none.

IV. ADJOURN

There being no further business Commissioner Callistein moved, seconded by Commissioner Hadley, to adjourn the meeting at 10:01 p.m.

Respectfully Submitted,

Sandra Y. Driver, Commission Secretary